

IN THE COURT OF APPEALS OF THE STATE OF IDAHO

Docket No. 37253

STATE OF IDAHO,)	2010 Unpublished Opinion No. 602
)	
Plaintiff-Respondent,)	Filed: August 24, 2010
)	
v.)	Stephen W. Kenyon, Clerk
)	
CARLOS PAZ-HEREDIA,)	THIS IS AN UNPUBLISHED
)	OPINION AND SHALL NOT
Defendant-Appellant.)	BE CITED AS AUTHORITY
)	

Appeal from the District Court of the Fifth Judicial District, State of Idaho, Twin Falls County. Hon. G. Richard Bevan, District Judge.

Judgment of conviction and unified sentence of ten years, with a minimum period of confinement of three years, for rape, affirmed.

Daniel S. Brown of Fuller Law Offices, Twin Falls, for appellant.

Hon. Lawrence G. Wasden, Attorney General; Lori A. Fleming, Deputy Attorney General, Boise, for respondent.

Before LANSING, Chief Judge, GRATTON, Judge
and MELANSON, Judge

PER CURIAM

Carlos Paz-Heredia was convicted of rape, Idaho Code § 18-6101. The district court imposed a unified sentence of ten years, with a minimum period of confinement of three years. Paz-Heredia appeals, contending that the sentence is excessive.

Sentencing is a matter for the trial court's discretion. Both our standard of review and the factors to be considered in evaluating the reasonableness of a sentence are well established and need not be repeated here. *See State v. Hernandez*, 121 Idaho 114, 117-18, 822 P.2d 1011, 1014-15 (Ct. App. 1991); *State v. Lopez*, 106 Idaho 447, 449-51, 680 P.2d 869, 871-73 (Ct. App. 1984); *State v. Toohill*, 103 Idaho 565, 568, 650 P.2d 707, 710 (Ct. App. 1982). When reviewing the length of a sentence, we consider the defendant's entire sentence. *State v. Oliver*, 144 Idaho

722, 726, 170 P.3d 387, 391 (2007). Applying these standards, and having reviewed the record in this case, we cannot say that the district court abused its discretion.

Therefore, Paz-Heredia's judgment of conviction and sentence are affirmed.